

m/023/003

From: Doug Jensen
To: Bob Bayer; John_Wagner@brushresources.com; Susan White
Date: 8/7/2006 1:01:10 PM
Subject: RE: DOGM Review Response

Bob

In your recent E-mail you indicated that Appendix 6 was a part of Brush's November 2004 submission. I have gone through that document and Appendix 6 was not a part of that submission. You also mention that Plates 6A-10 were also included in this original submission. Please note in our review letter that I did not question the existence of **Plates** 6A-10, I noted that **Figures** 6A-10, as referenced, were not a part of any of the submissions.

And while reviewing the multiple submissions, I noticed another oversight that wasn't noted in the review document. In your April 26, 2006 you included Dr. Kim McCarter's report, Appendix 7 as a part of the submittal. The report, as received, is actually labeled as Appendix 9, please correct either the cover sheet for Dr McCarter's report or the text of your April 26th response.

Please submit any text changes and documents necessary to respond to our review.

Thank you for your time and attention.

Doug Jensen
Senior Reclamation Specialist

>>> "Bob Bayer" <rbayer@jbrenv.com> 8/4/2006 3:40 PM >>>

Susan - The July letter from you that we have is dated July 26, not the 28th. Is there yet another letter we should have? Appendix 6 was part of the package prepared in November 2004, not 2006. In addition, Plates 6A - 10, which are referenced in the attachment to your July 26 letter, have been part of the MRP package from the beginning and have been submitted to the Division on more than one occasion.

--

Robert J. Bayer
Managing Principal
JBR Environmental Consultants, Inc.
v: 801.943.4144
f: 801.942.1852
rbayer@jbrenv.com

-----Original Message-----

From: Susan White [<mailto:susanwhite@utah.gov>]
Sent: Friday, August 04, 2006 3:33 PM
To: John_Wagner@brushresources.com
Cc: Alex_Boulton@brushresources.com; Bob Bayer; Doug Jensen; Mary Ann Wright; Penny Berry; Tom Munson
Subject: DOGM Review Response

John,

As discovered today, during a conversation with Bob Bayer, the Division has sent to you two review letters, one dated July 28, 2006 and another dated August 1, 2006. In the August 1, 2006 review, the comment on highwall stability was deleted. The correct letter is dated July 28, 2006. Please accept my apologies for this duplication and resulting confusion. Bob's comments concerning DOGM's comments on highwall stability are noted. The Division will look for Appendix 6 and figures that were reportedly sent in November 2006.

Again, I sorry for the confusion and excessive time this permitting action took.

Susan

Susan M. White
Mining Program Coordinator
Division of Oil, Gas and Mining
1594 West North Temple
Salt Lake City, UT 84114
(801)538-5258
(801)359-3940 fax

CC: Alex_Boulton@brushresources.com; Mary Ann Wright; Penny Berry; Tom Munson

From: Susan White
To: Bob Bayer; John_Wagner@brushresources.com
Date: 8/4/2006 3:49:23 PM
Subject: RE: DOGM Review Response

Your're correct the letter is dated July 26 and November 2004 is what I meant to type. Like I said we will look for the Appendix and Plates.

>>> "Bob Bayer" <rbayer@jbrenv.com> 8/4/06 3:40 PM >>>

Susan - The July letter from you that we have is dated July 26, not the 28th. Is there yet another letter we should have? Appendix 6 was part of the package prepared in November 2004, not 2006. In addition, Plates 6A - 10, which are referenced in the attachment to your July 26 letter, have been part of the MRP package from the beginning and have been submitted to the Division on more than one occasion.

--

Robert J. Bayer
Managing Principal
JBR Environmental Consultants, Inc.
v: 801.943.4144
f: 801.942.1852
rbayer@jbrenv.com

-----Original Message-----

From: Susan White [<mailto:susanwhite@utah.gov>]
Sent: Friday, August 04, 2006 3:33 PM
To: John_Wagner@brushresources.com
Cc: Alex_Boulton@brushresources.com; Bob Bayer; Doug Jensen; Mary Ann Wright; Penny Berry; Tom Munson
Subject: DOGM Review Response

John,

As discovered today, during a conversation with Bob Bayer, the Division has sent to you two review letters, one dated July 28, 2006 and another dated August 1, 2006. In the August 1, 2006 review, the comment on highwall stability was deleted. The correct letter is dated July 28, 2006. Please accept my apologies for this duplication and resulting confusion. Bob's comments concerning DOGM's comments on highwall stability are noted. The Division will look for Appendix 6 and figures that were reportedly sent in November 2006.

Again, I sorry for the confusion and excessive time this permitting action took.

Susan

Susan M. White
Mining Program Coordinator
Division of Oil, Gas and Mining
1594 West North Temple
Salt Lake City, UT 84114
(801)538-5258
(801)359-3940 fax

CC: Alex_ Boulton@brushresources.com; Doug Jensen; Mary Ann Wright; Penny Berry;
Tom Munson